IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL MISC. APPLICATION NO. 1 OF 2006

IN

CRIMINAL APPEAL NO. 1 OF 2006

MR. MAKATAM BASARGE, PRESENTLY IN CENTRAL JAIL, AGUADA ....Applicant

Versus

THE STATE (THROUGH A.N.C. POLICE STATION, PANAJI) ....Respondent

Ms. R. Harji, Advocate for the Applicant.

Coram:- N. A. BRITTO, J.

Date:- 4th January, 2006

P.C.:

Heard Ms. R. Harji, learned Advocate of the Applicant.

2. Learned Advocate submits that notice was given in the Office of the Advocate General. However, it is seen that none is present on behalf of the respondent. It is submitted by the learned Advocate that the Applicant was on bail during the course of the trial and after conviction and sentence, has been remanded to custody to undergo the sentence. Since the applicant/accused was on bail and none has appeared to oppose the application, it would be a fit case to admit the applicant to bail and stay the execution of the sentence imposed upon him pending the hearing and final disposal of the appeal.

3. Consequently the applicant/accused shall be released on bail upon execution of a Bond of Rs.50,000/- with one surety in the like amount to

the satisfaction of the learned Special Judge, N.D.P.S.Court, Mapusa and upon execution of the Bond, the execution of sentence imposed by the learned Special Judge, N.D.P.S.Court, Mapusa shall stand stayed.

Humdast allowed.

N. A. BRITTO, J.

sl.